

ROBERT S. LARSEN, ESQ.
Nevada Bar No. 7785
DAVID T. GLUTH, II, ESQ.
Nevada Bar No. 10596
GORDON REES SCULLY MANSUKHANI, LLP
300 South 4th Street, Suite 1550
Las Vegas, Nevada 89101
Telephone: (702) 577-9300
Facsimile: (702) 255-2858
E-Mail: rlarsen@grsm.com
dgluth@grsm.com

Attorneys for Defendants

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

DIAMOND RESORTS INTERNATIONAL, INC., a)	Case No.: 2:17-cv-03007-RFB-VCF
Delaware corporation; DIAMOND RESORTS)	
CORPORATION, a Maryland corporation;)	
DIAMOND RESORTS U.S. COLLECTION)	
DEVELOPMENT, LLC, a Delaware limited liability)	STIPULATION AND ORDER TO
company; and DIAMOND RESORTS)	EXTEND TIME TO FILE
MANAGEMENT, INC., an Arizona corporation,)	ANSWER TO COMPLAINT [ECF
)	NO. 1]
Plaintiffs,)	
)	
vs.)	
)	
REED HEIN & ASSOCIATES, LLC, a Washington)	
limited liability company DBA TIMESHARE EXIT)	
TEAM; BRANDON REED, an individual and)	
citizen of the State of Washington; TREVOR HEIN,)	
an individual and citizen of Canada; and SCOTT)	
LOUGHRAM, an individual and citizen of the State)	
of Washington,)	
)	
Defendants.)	
)	

Pursuant to Local Rules 6-1 and 7-1, Plaintiffs DIAMOND RESORTS INTERNATIONAL, INC.; DIAMOND RESORTS CORPORATION; DIAMOND RESORTS U.S. COLLECTION DEVELOPMENT, LLC; and DIAMOND RESORTS MANAGEMENT, INC., (“Plaintiffs”), and Defendants REED HEIN & ASSOCIATES, LLC d/b/a TIMESHARE EXIT TEAM; BRANDON REED; TREVOR HEIN and SCOTT LOUGHRAM (“Defendants”), by and through their respective attorneys of record, stipulate as follows:

STIPULATION

1
2 1. Plaintiffs filed their Complaint on December 6, 2017 [ECF No. 1].

3 2. Defendant Reed Hein and Associates, LLC (“Reed Hein”) was served with
4 process on or about December 20, 2017 making its response to the complaint due on January 10,
5 2018.

6 3. Defendant Brandon Reed (“Reed”) was served with process on or about
7 December 19, 2017 making his response to the complaint due on January 9, 2018.

8 4. Service may have been attempted, but was not perfected, on Defendant Scott
9 Loughram (“Loughram”) on December 23, 2017. To the extent service on Mr. Loughram was
10 not perfected, Loughram has agreed to allow Robert S. Larsen of Gordon Rees Scully Mansukani
11 LLP to accept service of the summons and complaint on his behalf.

12 5. Defendant Trevor Hein (“Hein”) has not yet been served with process. Hein has
13 agreed to allow Robert S. Larsen of Gordon Rees Scully Mansukani LLP to accept service of the
14 summons and complaint on his behalf.

15 6. Robert S. Larsen and the law firm of Gordon Rees Scully Mansukani LLP
16 (“GRSM”) agree to accept service on behalf of the unserved defendants, Loughram and Hein.

17 7. Because the summons and complaint were served on Defendants Reed Hein and
18 Reed right before the Christmas holiday weekend, Defendants Reed Hein and Reed were unable
19 to immediately retain counsel.

20 8. On December 29, 2017, Defendants Reed Hein and Reed retained counsel.
21 Subsequently, counsel for Reed Hein and Reed agreed to represent Defendants Hein and
22 Loughram. However, because of the New Year’s holiday weekend, Defendants have not been
23 able to substantively discuss the allegations in the complaint with counsel and been unable to
24 deliver any files and background documents related to the case. All of the Defendants reside
25 outside of Nevada which adds to the initial burden to assist counsel in investigating the
26 allegations in the complaint.

27 9. The complaint in this case involves complex business tort, unfair business
28 practices, and false advertising. The complaint includes more than 136 allegations and 6

1 separate causes of action.

2 10. Given the very short time from when counsel for Defendants was able to be
3 retained and the deadline to file responses to the complaint, it is unlikely that the files can be
4 delivered to and reviewed by counsel before the current deadline.

5 11. Additionally, an extension will promote judicial economy as it will allow the
6 Defendants to determine whether a single response or separate responses to the complaint will be
7 necessary.

8 12. Accordingly, an extension is necessary to allow Defendants' counsel to obtain the
9 file, investigate the allegations in the Complaint and prepare an appropriate response.

10 13. Defendants request an additional thirty-eight (38) days to file their responses to
11 the complaint.

12 14. Plaintiffs' do not oppose the extension.

13 15. This stipulation is not made for purposes of delay.

14 16. Therefore, the parties agree that all of the Defendants' respective responses to the
15 Complaint are now due on or before February 16, 2018.

16 DATED: January __5__, 2018.

DATED: January _5__, 2018.

17 GORDON REES SCULLY MANSUKHANI,
18 LLP

COOPER LEVENSON, P.A.

19 /s/ Robert S. Larsen

/s/ Daniel J. Barsky

20 ROBERT S. LARSEN, ESQ.
Nevada Bar No. 7785
21 DAVID T. GLUTH, II, ESQ.
Nevada Bar No. 10596
22 300 South 4th Street, Suite 1550
Las Vegas, Nevada 89101

KIMBERLY MAXON-RUSHTON, ESQ.
Nevada Bar No. 5065
R. SCOTT RASMUSSEN, ESQ.
Nevada Bar No. 6100
1835 Village Center Circle
Las Vegas, NV 89134

23 *Attorneys for Defendants*

Attorneys for Plaintiffs

24 and

25 ALFRED J. BENNINGTON, JR., ESQ.
Florida Bar No. 404985
(Admitted *Pro Hac Vice*)
26 GLENNYS ORTEGA RUBIN, ESQ.
Florida Bar No. 556361
(Admitted *Pro Hac Vice*)
27
28

SHUTTS & BOWEN LLP
300 South Orange Avenue, Suite 1600
Orlando, Florida 32801
T: (407) 835-6755
F: (407) 849-7255
bbennington@shutts.com
grubin@shutts.com
Attorneys for Plaintiffs

and

DANIEL J. BARSKY, ESQ.
Florida Bar No. 25713
(Admitted *Pro Hac Vice*)
SHUTTS & BOWEN LLP
200 South Biscayne Boulevard, Suite 4100
Miami, Florida 33131
T: (561) 650-8518
F: (561) 822-5527
dbarsky@shutts.com
Attorneys for Plaintiffs

ORDER

IT IS SO ORDERED.

IT IS FURTHER ORDERED that Robert S. Larsen, Esq. and GRSM will accept service on behalf of the unserved Defendants, Scott Loughram and Trevor Hein at GRSM's Las Vegas office.



UNITED STATES MAGISTRATE JUDGE

DATED: January 5, 2018